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PATENT

SLR:dm 12/20/05 5585-72843-01 464161 RCD/P102877US1

IAP20 Rasid Fotopto 21 DEC 2005

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Diane Clayton and Rebecca Rutter

Application No. Currently unknown

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Confirmation No. Currently unknown

For: INFLAMMATORY DISEASE

TREATMENT

Examiner: Not yet assigned Art Unit: Not yet assigned

Attorney Reference No. 5585-72843-01

MAIL STOP PCT COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

# <u>INFORMATION DISCLOSURE STATEMENT</u> <u>PURSUANT TO 37 C.F.R. § 1.97(b)(2)</u>

Listed on the accompanying form PTO-1449 and enclosed herewith are several English-language documents. Applicants respectfully request that these documents be listed as references cited on the issued patent.

Copies of United States patents and United States published patent applications do not have to be provided to the Patent Office (37 C.F.R. 1.98(a)(2)(ii)). Copies of unpublished U.S. applications do not have to be provided, as long as the application is available on PAIR, as this requirement of 37 C.F.R. § 1.98(a)(2)(iii) has been waived by the United States Patent and Trademark Office pursuant to the Official Gazette Notice on October 19, 2004 (1287 OG 163). Applicants will provide copies of such patents or applications upon request.

Applicants filed this Information Disclosure Statement ("IDS") within three months of the date of entry of the national stage as set forth in § 1.491 in an international application. As a result, no fee should be required to file this IDS. However, if the Patent Office determines that a

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fee is required for Applicants to file this IDS, please charge any such fees, or credit overpayment, to Deposit Account No. 02-4550. A duplicate copy of this IDS is enclosed.

The filing of this IDS shall not be construed to be an admission that the information cited in the statement is, or is considered to be, prior art or otherwise material to patentability as defined in 37 C.F.R. §1.56.

Respectfully submitted,

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Attorney Docket Number	5585-72843-01	
Application Number	Gurrently unknown 3	
Filing Date	December 21, 2005	
First Named Inventor	Clayton	
Art Unit	Not yet assigned	
Examiner Name	Not yet assigned	

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

#### **U.S. PATENT DOCUMENTS**

Copies of U.S. Patent documents do not need to be provided, unless requested by the Patent and Trademark Office. For patents, provide the patent number and the issue date. For published U.S. applications, provide the publication number and the publication date. For unpublished pending patent applications, provide the application number and the filing date.

Examiner's Initials*	Cite No. (optional)	Number	Publication Date	Name of Applicant or Patentee
		5,444,054	08/22/1995	Garleb et al.

#### FOREIGN PATENT DOCUMENTS Name of Examiner's Cite No. Country **Publication Date** Number (optional) Initials\* **Applicant or Patentee EPC** EP 0 699 437 A1 03/06/1996 Prospa B.V. **WIPO** WO 98/37874 A1 09/03/1998 AstaCarotene AB **WIPO** WO 01/24787 A1 04/12/2001 AstaCarotene AB WO 02/102394 A2 Neptune Technologies & WIPO 12/27/2002 Bioressources Inc. **WIPO** WO 03/082313 A1 10/09/2003 Alcon, Inc. and Biodar Ltd. WIPO WO 2004/080196 A2 09/23/2004 Advanced Bionutrition Corporation 09/30/2004 WIPO WO 2004/082399 A2 Advanced Bionutrition Corporation Examiner's Cite No. OTHER DOCUMENTS (optional) Initials\* Guerin et al., "Haematococcus astaxanthin: Applications for Human Health and Nutrition," Trends in Biotechnol. 21:210-216 (2003). Murthy et al., "Omega-3 Fatty Acids as Anti-Inflammatory Agents: A Classical Group of Nutraceuticals," J. Nutraceuticals 2:53-72 (1999). Wang et al., "Astaxanthin-Rich Algal Meal and Vitamin C Inhibit Helicobacter pylori Infection in BALB/cA Mice," Antimicrob. Agents Chemother. 44:2452-2457 (2000).

DATE CONSIDERED:

<sup>\*</sup> Examiner: Initial if reference considered, whether or not in conformance with MPEP 609. Draw line through cite if not in conformance and not considered. Include copy of this form with next communication to applicant.